



ROPES & GRAY LLP
2099 PENNSYLVANIA AVENUE, NW
WASHINGTON, DC 20006-6807
WWW.ROPESGRAY.COM

MEMO ENDORSED

May 12, 2022

VIA ECF

Douglas H. Hallward-Driemeier
T +1 202 508 4776
F +1 202 383 8354
douglas.hallward-driemeier@ropesgray.com

Hon. Katherine Polk Failla
United States District Judge
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007

Re: *SpecGx LLC v. James et al*, 18-cv-09830

Dear Judge Failla:

We write jointly on behalf of plaintiff SpecGx, LLC (“SpecGx”) and defendants concerning SpecGx’s application for attorney’s fees and costs pursuant to 28 U.S.C. § 1988. As explained in our March 17 letter (ECF No. 52), the parties have reached an agreement in principle on the material terms to resolve SpecGx’s fee application. While the parties had hoped to have finalized their agreement by now, they respectfully request that the Court approve an additional thirty (30) day extension to SpecGx’s filing deadline to allow additional time for the parties to address issues relating to the bankruptcy of SpecGx’s parent company, Mallinckrodt Pharmaceuticals. This would extend the present deadline of May 20, 2022 as set by Your Honor’s March 18, 2022 Order (ECF No. 53), until June 20, 2022. The parties greatly appreciate the Court’s understanding, and hope that this will be final extension sought.

Thank you for Your Honor’s consideration.

Respectfully submitted,

By: /s/ Douglas Hallward-Driemeier
Douglas Hallward-Driemeier
ROPES & GRAY LLP
2099 Pennsylvania Avenue, NW
Washington, DC 20006-6807
Telephone: (202) 508 4776
Facsimile: (202) 383-8354
douglas.hallward-
driemeier@ropesgray.com

Counsel for Plaintiff SpecGx LLC

By: /s/ Seth J. Farber
Seth J. Farber
James M. Hershler
NYS Office of the Attorney General
28 Liberty Street
New York, NY 10005
Telephone: (212) 416-8029
Facsimile: (212) 416-6009
seth.farber@ag.ny.gov
james.hershler@ag.ny.gov
Counsel for Defendants

Application GRANTED. Plaintiff SpecGx shall file its application for attorney's fees and costs pursuant to 28 U.S.C. § 1988 on or before June 20, 2022. The Clerk of Court is directed to terminate the pending motion at docket number 54.

Dated: May 16, 2022
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla".

HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE